

AN ACT

ENTITLED, An Act to permit assessments based on benefits.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 9-45-32 be amended to read as follows:

9-45-32. In lieu of the method of apportionment prescribed in §§ 9-45-30 and 9-45-31, it may be provided in and by the resolution determining the necessity of any street improvement that the cost shall be assessed against each lot and tract of land according to the benefits determined by the governing body to accrue to each lot and tract from the construction of the improvement. The governing body, in preparing, considering, and hearing objections to the assessment roll as provided in chapter 9-43, shall make an investigation as may be necessary and shall find and determine the amount in which each lot and tract is specifically benefited by the construction of the improvement, and shall assess against each lot and tract the amount, not exceeding the benefit as shall be necessary to pay its just portion of the total cost of the work to be assessed. No payment may be made by the state on any assessment against state property except in accordance with § 5-14-19.

An Act to permit assessments based on benefits.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1073

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1073

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Ass. Secretary of State